

To: The Federal Trade Commission

Re. MB Docket 04-160

I am a satisfied user of satellite radio. The following are the things I believe the FCC should consider in arriving at a decision on NAB petition 04-160.

1. Customers of satellite radio **PAY** for the programming they receive. They buy a radio, then pay a monthly fee to receive the programming. Since customers pay, they should be able to receive whatever satellite radio decides to broadcast to its customers.
2. If satellite radio broadcasts programming that their customers do not want or like, the customers will let their feelings known by not paying the monthly fees. This is self regulating at it's best.
3. Satellite radio reaches parts of the population of the US that has very limited radio available due to mountains, other natural barriers and a lack of competing conventional radio stations. These citizens, especially, should not be limited in what they are permitted to receive on their satellite radios.
4. Because conventional AM-FM is often controlled by a company that owns many stations, certain citizens of the US are denied variety in the programming they receive. Satellite radio is a logical competitor in those markets.
5. The work of millions of US working citizens requires that they be in their vehicles most of each working day. These people depend on radio as their primary information source as they drive. It is important that they not be compelled to switch from back and forth between satellite radio and conventional radio in order to hear local information, including traffic, weather and news.
6. The FCC should pass no rule that gives de facto monopoly status to conventional AM-FM concerning any form of broadcasting. This includes, among other things, local weather, traffic and news.
7. If conventional AM-FM radio fears competition from satellite radio they should consider altering their programming to attract more listeners, not attempting to protect themselves by asking the FCC to pass new, unneeded and unfair limitations on satellite radio.

In conclusion, there is no rational, logical reason for satellite radio to be limited as to what it may broadcast. NAB's attempt to limit satellite radio is nothing but an attempt to limit a competitor from supplying information **to paying customers**.

**I hereby urge the FCC to deny NAB petition 04-160.**

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